

**(LAND ONLY)**  
**NOTICE OF POSTPONED TAX FORECLOSURE SALE**

Under and by virtue of a Judgment entered in the action entitled "County of Durham and City of Durham vs. Heirs of Isabelle McDougale, Johnnie Mae Mangum (also known as Johnnie Mae Lofton), John Lee Smith and Dwight D. Booze, all now deceased, et als" File No. 09-CVD-4005, the undersigned Commissioner will, on the 13th day of October, 2009 (postponed from the 8th day of September, 2009), offer for sale and sell for cash, to the last and highest bidder at public auction, at the Main Street steps of the Durham County Judicial Building in Durham, North Carolina, at 12:00 o'clock, Noon, the following described real property, lying and being in the County of Durham, State of North Carolina, and more particularly described as follows:

**ESTIMATED MINIMUM BID \$ 5,869.00**

**Vacant 401 Clay Street**

**Durham County Tax Parcel ID 112205**

**(Former Tax Parcel ID 136-02-013)**

**Durham County GIS PIN No. 0831-19-52-4241**

BEGINNING at a stake on the east side of Clay Street, formerly the northwest corner of Carden, thence in an easterly direction 130 feet, 10 inches to stake; thence in a northerly direction 62 feet to a stake; thence in a westerly direction 130 feet, 10 inches to a stake on the east side of Clay Street; thence with the east side of Clay Street in a southerly direction 62 feet to a stake, the point and place of BEGINNING, and being the "Dower Tract" allowed to the widow of L.A. Watts, as shown on a map in special proceeding file 603. This property was conveyed to Isabelle McDougale, Johnnie Mae Mangum, John Lee Smith, and Dwight D. Booze, as tenants in common, by deed recorded in Book 1603 at page 357, Durham County Registry. Isabelle McDougale died intestate May 27, 20002, survived only by brothers and sisters: Joe McMillian, Sophia McMillian, Daisy Malone (now deceased, survived by Lawrence Malon and James Weston), Bula Massey (now deceased, survived by Alice Fay (Harris), Nancy Lee, Linda Ray and Arthur Massey, Jr). Johnnie Mae Mangum, also known as Johnnie Mae Lofton, died June 23, 2005, survived by a spouse and five children: Johnny Lee Lofton, Angela Denise Strudwick, Frances Estelle Mangum, Otha Lee Mangum and Anthony Mangum). John Lee Smith died October 5, 1995, survived only by Johnnie Mae Mangum, so that his one-fourth undivided interest now is owned by the heirs of Johnnie Mae Mangum, referred to above. Dwight David Booze died February 14, 2004, survived only by a spouse, Cora Johnson-Booze.

This sale will be made subject to city and county property taxes for the year 2009 and subsequent years and all local improvement assessments against the above-described property not included in the judgment in the above-entitled cause. A deposit of ten percent (10%) of the successful bid will be required.

This the 8th day of September, 2009.

R. Douglas Davis, Commissioner  
3600 N. Duke Street, STE 110  
Durham, NC 27704-1709  
Phone: 919-477-0280